

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:	Examiner: Peffley, Michael F.
Inventors: David K. Swanson	Art Unit: 3739
App. No.: 10/727,149	Docket No. 03-0078 (US01)
Filing Date: December 2, 2003	Confirmation No. 5299
Title: SURGICAL METHODS AND APPARATUS FOR MAINTAINING CONTACT BETWEEN TISSUE AND ELECTROPHYSIOLOGY ELEMENTS AND CONFIRMING WHETHER A THERAPEUTIC LESION HAS BEEN FORMED	

TERMINAL DISCLAIMER

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

BOSTON SCIENTIFIC SCIMED, INC. (formerly Scimed Life Systems, Inc.), is the owner of all rights, title, and interest in and to the above-identified application (hereinafter, the "immediate application") as reflected in an assignment recorded in the Patent and Trademark Office on March 23, 2004 at Reel 015119, Frame 0679 and in a Change of Name document recorded on November 6, 2006 at Reel 018505, Frame 0868. The evidentiary documents have been reviewed, and, as of the signing of this Terminal Disclaimer, to the best of assignee's and the undersigned's knowledge and belief, BOSTON SCIENTIFIC SCIMED, INC., is still the owner of all such rights, title, and interest.

BOSTON SCIENTIFIC SCIMED, INC., hereby disclaims, except as provided below, the terminal part of any patent granted on the immediate application that would extend beyond the

term of any patent granted on (i) U.S. Patent Application No. No. 10/727,096, (ii) U.S. Patent Application No. 10/784,316, and (iii) U.S. Patent Application No. 10/395,021, and hereby agrees that any patent so granted on the immediate application shall be enforceable only for and during such period that the legal title to said patent granted on the immediate application shall be the same as the legal title to each of said patents that may be granted on the foregoing applications, and that this agreement is to run with any patent granted on the immediate application and be binding upon the grantee, its successors, and/or assigns.

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I, Gary D. Lueck, of the law firm of Vista IP Law Group LLP, represent that I am a representative authorized to make this disclaimer on behalf of BOSTON SCIENTIFIC SCIMED, INC.

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true, and further that these statements are made with knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001, Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

Respectfully submitted,

VISTA IP LAW GROUP LLP

Dated: February 10, 2009

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